



May 22, 2023

Via Email to R9LandSubmit@epa.gov

Acting Director, Land Division
US Environmental Protection Agency, Region 9
75 Hawthorne Street (LND-1)
San Francisco, CA 94105

**Re: Evoqua Water Technologies – Parker, Arizona Facility
USEPA ID No.: AZD 982 441 263
Third Supplement to Modification No. 010 – Class 1 With Director Approval:
Transfer of Ownership And Operational Control from Evoqua Water
Technologies LLC to Desotec US LLC**

Dear Ms. Trombadore:

Evoqua Water Technologies LLC (“Evoqua”) and Desotec US LLC (“Desotec”) hereby provide an update to the previous Class 1 permit modification notification (the “Application”) to the Environmental Protection Agency, Region 9, for the Hazardous Waste Permit (the “Permit”) issued to the carbon reactivation facility located at 2523 Mutahar Street on the Colorado River Indian Reservation in Parker, Arizona (the “Facility”).

Per communication with both CRIT and USEPA during both the pre-application meeting as well as recent communication, both Desotec and Evoqua are preparing to close on June 15, 2023. Enclosed is the updated written agreement for transfer of permit responsibility that memorializes the updated date. We are therefore requesting to receive USEPA’s approval of Modification No. 010 with an effective date of June 15, 2023.

If you have any questions or require additional information, please contact Russell Smith at Evoqua at (724) 761-6998 or russell.smith@evoqua.com.



Each of the undersigned certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Permittee

[Current]

EVOQUA WATER TECHNOLOGIES LLC

A blue ink signature of Rodney Aulick is written over a horizontal line. A large red 'X' is drawn over the signature.

Rodney Aulick

EVP & Segment President
Evoqua Integrated Solutions & Services

[New]

DESOTEC US LLC

By: A black ink signature of Mathias Meersseman is written over a horizontal line.

Mathias Meersseman
President

cc: Director, CRIT Environmental Protection Office

AGREEMENT FOR TRANSFER OF PERMIT RESPONSIBILITY

WHEREAS, Evoqua Water Technologies LLC ("Current Permittee") is the owner or current lessee of certain facilities at the locations identified on Attachment A to this Agreement (the "Facilities").

WHEREAS, Current Permittee has obtained or has entered into environmental permits, licenses and approvals issued by federal, state, tribal, county or municipal governmental authorities (the "Permits") related to its ownership or operation of the Facilities.

WHEREAS, Current Permittee has entered into an Asset Purchase Agreement with Desotec US LLC ("New Permittee"), dated as of February 14, 2023, under the terms of which Current Permittee intends to sell, and New Permittee intends to purchase and assume, the ownership rights and obligations in certain purchased assets that comprise or are related to the operation of the Facilities.

WHEREAS, Current Permittee and New Permittee intend for such transfer of ownership to occur on or about June 15, 2023 and New Permittee has agreed to assume the responsibilities and obligations of the Permits as of the date of transfer.

NOW THEREFORE, by their signatures below, the Current Permittee and New Permittee agree as follows:

1. Current Permittee and New Permittee hereby agree, to the extent permitted by law, to the transfer from Current Permittee to New Permittee of all of the Permits for the Facilities and the operation of the business at the Facilities.
2. Current Permittee and New Permittee agree to execute and submit all necessary applications to the appropriate regulatory authorities to accomplish the Permit transfers contemplated herein.
3. Pending any required regulatory approvals, Current Permittee and New Permittee intend that the transfer of responsibility, coverage and liability for the Permits shall be effective upon transfer of ownership or leasehold interest of the Facilities, expected to occur on or about June 15, 2023.
4. New Permittee has no immediate intent to change the operations and processes at the Facilities.

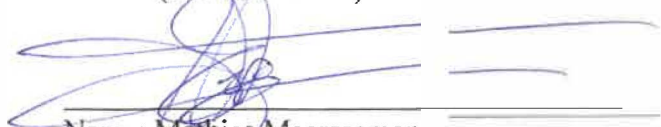
IN WITNESS WHEREOF, the undersigned have executed this Agreement on behalf of Current Permittee and New Permittee as of the 22 day of May, 2023.

EVOQUA WATER TECHNOLOGIES LLC
(Current Permittee)



Rodney Aulick
Title: President ISS Segment

DESOTEC US LLC
(New Permittee)



Name: Mathias Meersseman
Title: President

ATTACHMENT A

2523 Mutahar Street
Parker, AZ 85344-6431

118 Park Road
Darlington, PA 16115

11711 Reading Road
Red Bluff, CA 96080-9745